THE DEPUTY SECRETARY OF DEFENSE

WASHINGTON, D.C. 20301

DETERMINATION OF THE DEPUTY SECRETARY OF DEFENSE

I hereby make the determination that Red Cross messages sent to and by individuals detained by the Department of Defense at Guantanamo Bay should be withheld under Exemption 3 of the Freedom of Information Act pursuant to 10 USC § 130c.

These documents were provided by, otherwise made available by, and produced in cooperation with the International Committee of the Red Cross. That organization is withholding the documents from public disclosure and has requested in writing that the Department of Defense also withhold the documents from public release.

I am making this designation pursuant to my authority to exercise the powers of the Secretary of Defense in all matters unless expressly prohibited by law, as stated in Department of Defense Directive 5105.02, "Deputy Secretary of Defense" (January 9, 2006).

Date: March 13, 2006

3-13-06

Gordon England
Deputy Secretary of Defense